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Atty. Dkt. No. 040302-0559

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tomohito OTA et al.
Title: SEAL RING AND SEAL DEVICE
Appl. No.: 10/574,216
International Filing Date: 9/29/2004
371(c) Date: 3/31/2006
Examiner: Sanza L. McClendon
Art Unit: 1796
Confirmation Number: 7918

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioners, NISSAN MOTOR CO., LTD. and HITACHI CABLE, LTD., having their principal place of business at 2, Takara-cho, Kanagawa-ku, Yokohama-shi, Kanagawa-ken 221-0023 Japan and 14-1, Sotokanda 4-chome, Chiyoda-ku, Tokyo 101-8971 Japan respectively, represent that they are the owners of the entire right, title, and interest in and to U.S. Patent Application Serial No. 10/574,216, filed 3/31/2006, which is a National Stage of U.S. Patent Application No. PCT/JP2004/014700, filed 9/29/2004, by virtue of an Assignment filed and recorded on 3/31/2006, on Reel/Frame 017778/0288, in the United States Patent and Trademark Office, a copy of which is attached hereto as APPENDIX A. Further, your Petitioners represent that they are the owners of U.S. Patent No. 6,884,827, Granted April 26, 2005, by virtue of an Assignment filed and recorded on April 1, 2003, on Reel/Frame 013934/0617, in the United States Patent and Trademark Office, a copy of the Abstract of Title of which is attached hereto as APPENDIX B.

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Your Petitioners, NISSAN MOTOR CO., LTD. and HITACHI CABLE, LTD., hereby disclaim the terminal part of the term of any patent granted on U.S. Patent Application 10/574,216 which would extend beyond the full statutory term, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,884,827, and hereby agree that any patent so granted on U.S. Patent Application 10/574,216 shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,884,827 shall be the same as the legal title to any patent granted on U.S. Patent Application 10/574,216, this agreement to run with any patent granted on U.S. Patent Application 10/574,216 and to be binding upon the grantee, its successors or assigns.

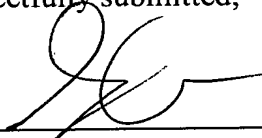
In making the above disclaimer, Petitioners do not disclaim any terminal part of any patent granted on U.S. Patent Application 10/574,216, prior to the full statutory term of U.S. Patent No. 6,884,827 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent No. 6,884,827 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent No. 6,884,827 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioners do not disclaim any terminal part of a patent granted on U.S. Patent Application 10/574,216 that would extend beyond the present termination on U.S. Patent No. 6,884,827, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioners' right to extend the term of a patent granted on U.S. Patent Application 10/574,216 to the extent provided by law.

The undersigned, being the Attorney of Record for U.S. Patent Application 10/574,216, and duly authorized to act on behalf of Petitioners, certifies that he has reviewed APPENDICES A and B, and to the best of his knowledge and belief, legal title to U.S. Patent Application 10/574,216 and U.S. Patent

No. 6,884,827 rests with Petitioners, NISSAN MOTOR CO., LTD. and HITACHI CABLE, LTD.. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date 2/10/09

By 

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5426
Facsimile: (202) 672-5399

Glenn Law
Attorney for Applicant
Registration No. 34,371

Annora A. Bell
Attorney for Applicant
Registration No. 62,169